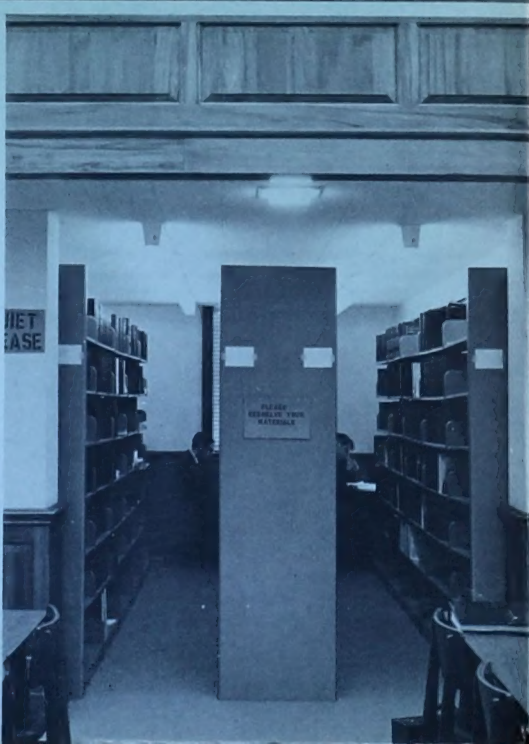




**Samford University  
Bulletin 1973 - 74  
Cumberland School of Law Issue**

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CATALOG  
*of*  
Cumberland School  
of Law  
*of*  
Samford University



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# **Cumberland School Of Law**

## **History of the Cumberland School of Law**

The Cumberland Law School was established in 1847 as a part of Cumberland University in Lebanon, Tennessee. The School has been in continuous operation except for a brief period during the Civil War.

The School was acquired by Samford University in 1961, and has experienced a period of growth and progress that has made it the largest law school in the state.

The School is housed in the Memory Leake Robinson Hall, one of the finest law school facilities in the nation.

The student body this year consists of more than 600 students coming from 32 states and three foreign countries.

Pride of the School is its modern Cordell Hull Law Library and its excellent collection of more than 60,000 books and legal periodicals. With the addition of the new microfilm library, Cumberland students have access to one of the best research libraries in the South.

The School offers to qualified candidates, the degree of Doctor of Jurisprudence.

## **Accreditation**

The Cumberland School of Law — established in 1847 — is fully approved by all national and state accrediting agencies. It is a member of the Association of American Law Schools and is fully approved by the American Bar Association through its Section of Legal Education. It is approved also by the Board of Regents of the University of the State of New York. Because of this approval, a graduate of the School of Law is eligible to take the bar examination in any state in the Union. The School is also approved by the Veterans Administration. The Cumberland School of Law is now the largest law school in Alabama, and the largest Baptist supported law school in the world.

## **Aims and Objectives of Law School**

The program of the School of Law is twofold. It seeks to maintain high standards of legal education and prepare young men and



women for the practice of law. It also seeks to provide legal training for those planning to enter business or public service. The overall aim is to develop the analytical powers of the student, as well as to provide him with a knowledge of legal principles and their historical development. At the same time, the program seeks to instill in each student a high sense of the ethics of the profession.

The School of Law is an integral part of Samford University. The objectives of the University and the Law School are identical in principle. The church-related School of Law emphasizes Christian precepts which are interwoven into our legal principles. The Law School is determined to teach the significance of law as a genuine part of the culture of the nation and make each student aware of a social responsibility in the context of Christian ethics and the highest traditions of the legal profession.

The Cumberland School of Law recognizes the strategic importance of the legal profession which has almost complete control over the judiciary of our states and our nation and largely dominates the legislative and executive branches of our national and state government. The school seeks to emphasize the American concept of maximum liberty in every phase of life for each individual, consistent with order in society.

## **Alumni**

Graduates of the Cumberland School of Law today can be found in nearly every part of the world. Alumni are in all 50 states of the nation, the District of Columbia, the Philippines, the Canal Zone, Puerto Rico, Canada, Cuba, Egypt, Japan, Korea, Mexico and Pakistan. Many of these graduates now occupy distinguished positions of high responsibility in education, government and in business. The Cumberland School of Law has approximately 10,000 alumni of which more than 4,000 are still living. The School of Law has produced at least 10 governors, two United States Supreme Court Justices, a Secretary of State of the United States, ten United States senators, 75 United States representatives, in addition to numerous supreme court justices of the various states, federal district and appellate judges, state appellate justices, state attorneys general, lieutenant governors, United States and state district attorneys, diplomatic officials, college presidents, law professors, distinguished

legal writers and scholars, and administrative officials of the United States and state governments. Also, a large number of outstanding practitioners, corporate heads, circuit judges, chancellors, members of state legislatures, county judges and other county and municipal officials received their legal training at the Cumberland School of Law.

The Cumberland School of Law, down through the years, has been regularly staffed with many brilliant legal scholars — distinguished men such as Abraham Caruthers, author of *Caruthers' History of Lawsuit*; Dr. Andrew C. Martin; Nathan Green, Sr.; Nathan Green, Jr.; Grafton Green; A.B. Neil; Sam B. Gilreath, revisor of *History of a Lawsuit* and editorial consultant for the new Tennessee Code; and many other outstanding leaders of the profession. The faculty of the Cumberland School of Law today is the largest and strongest in the school's long history.

### **Location**

Samford University — home of the Cumberland School of Law — is located on an attractive, 400-acre campus featuring Colonial-Georgian architecture. It has been described as one of the most beautiful in the nation. Located in the picturesque mountainous area of Shades Valley, the educational facility has unlimited possibilities for continued growth and development.

The Law School and University are located in the metropolitan area of Birmingham, Alabama's largest city. Birmingham is the state's industrial, business and cultural center. Many fine recreational facilities are available. The University is easily reached by an excellent system of railways, airlines and highways.

Robinson Hall, the home of the School of Law, is located in the center of the campus, just east of the main library.

### **Alabama Law Institute**

Cumberland School of Law officials are members of the Alabama Law Institute, which was established by the Alabama Legislature in 1967 as an official advisory law revision, law reform and legal research agency of the State of Alabama.

Membership in the Institute includes leading lawyers, judges, law professors and officials of the State of Alabama. The Institute



is designed to devise and carry out a plan of continuous revision of the Alabama Code, to carry on scholarly discussions of current problems, and to make recommendations to the Legislature concerning needed improvements in the substantive and adjective law of the State.

Serving on the Institute are the Dean and all of the full-time faculty of the School of Law. It is expected that the faculty and students of the law school will be called upon to assist in the research and drafting of major projects undertaken by the Institute.

### **Continuing Legal Education**

The Cumberland School of Law of Samford University and the School of Law of the University of Alabama cooperate with the Alabama Bar Association in a statewide program of Continuing Legal Education.

### **Samford University History**

Samford University is the largest privately-supported and fully-accredited co-educational institution of higher learning in Alabama.

The educational facility opened its doors for the first time in 1841 in Marion, Ala., as Howard College. It was founded by a group of educational, economic and religious leaders. Howard College survived two destructive fires, and the partial paralysis of the Civil War and Reconstruction. It was moved to Birmingham in 1887.

In 1920, Howard College gained membership in the Southern Association of Colleges. The establishment of the Teacher Education Division and the Division of Pharmacy highlighted the school's continuous growth throughout the years.

In 1947, the trustees of the institution acquired a tract of 400 acres in Shades Valley in the Homewood-Mountain Brook section of Birmingham. The Alabama Baptist State Convention authorized the building of a new campus on this site, and work was begun in 1954. Howard College moved to the new site in the summer of 1957.

The historic and renowned Cumberland School of Law was acquired in 1961. In 1965, the Master's Degree program was reinstated.



As a result of these accomplishments, Howard College was officially elevated to University status on Nov. 9, 1965.

The new University was named for Frank Park Samford, member of one of Alabama's most respected Baptist families, chairman of the Howard College Board of Trustees since 1939, and the institution's "greatest individual benefactor."

The University now consists of the Cumberland School of Law, School of Business, School of Education, School of Graduate Studies, School of Pharmacy, School of Music, and the Howard College of Arts and Sciences. The historic Howard College continues in existence but as part of a greater institution.

### **Purpose**

The purpose of Samford University is to promote Christianity through the development of Christian character. A sense of personal responsibility, and the opportunity and stimulus for each student to secure a broad and academically sound education in a positive Christian environment is stressed. To this end, Samford University attempts to define and convey to the student the Christian world views.

In fulfilling such a purpose, Samford University seeks to develop Christian leaders for widely varied fields of service. It strives constantly for academic excellence in conscious expression of the Christian faith with its commitment to the primacy of truth, its concern for human values and the inter-relationship of faith and reason.

### **The Cordell Hull Library**

The Law Library contains a collection in excess of 60,000 volumes. The library is kept up-to-date by the constant addition of newly published books, current legal periodicals, and the current loose-leaf services.

All of the published opinions of the courts of last resort of all the states of the United States, together with the reports of all the Federal Courts, and the intermediate Appellate Courts of the State of New York and California are found in the library. It contains over 250 complete sets of the leading legal periodicals, kept up-

to-date, and current volumes of many other legal periodicals. It also contains federal and state codes, statutory materials, treatises, and textbooks. The library contains the National Reporter and Digest Systems, Corpus Juris, Corpus Juris Secundum, Ruling Case Law, American Jurisprudence, L.R.A., both original and new series, American Law Reports, Federal Cases, United States Reports, American Reports, American Decisions, American State Reports, English Ruling Cases, and British Ruling Cases. In addition, the library keeps a great collection of other standard law books, the English Reprint and all later published cases, and the current Statutes Revised. Australian, New Zealand, Philippine, Canadian, Puerto Rican, African and other Common Law materials are available in complete sets and are kept current. Specialized sets such as Cox's Criminal Law Cases and Lloyd's List Law Reports are available. A Mark VII Microcard Reader together with microcards of the complete briefs and records of the U.S. Supreme Court for recent years are available. Large quantities of materials on microfilm have been obtained recently.

### **The Green Chair of Law**

The 1948 the Green Chair of Law was established in connection with the Second Century Program of development of Cumberland University while Cumberland was being operated under the auspices of the Tennessee Baptist Convention. This endowed Chair was named in honor of three men who rendered distinguished service to Cumberland University and to the State of Tennessee. These were Nathan Green; his son, Nathan Green, Junior; and the latter's son, Grafton Green. Nathan Green and Nathan Green, Junior, were professors in the School of Law. Grafton Green was an alumnus of the University, and took time from his arduous duties as Chief Justice of the Supreme Court of Tennessee to serve as special lecturer in the School of Law.

By action of the Board of Trustees in January, 1950, the late Judge Sam B. Gilreath was appointed Green Professor of Law. The chair is presently vacant.



# **Academic Information**

## **Admission Requirements**

Applicants for admission to Cumberland School of Law as a candidate for the Doctor of Jurisprudence degree must have earned a bachelor's degree from an accredited college or university with a cumulative grade point average which, when considered with the score on the Law School Admission Test, and other relevant data, indicates a reasonable probability of success in the study of law. Applicants are also required to present evidence of their personal integrity and good character as these factors are imperative to qualify for membership in the legal profession.

The Faculty Committee on Admissions, in determining the applicant's eligibility for acceptance, places particular emphasis on the applicant's previous academic record, and the Law School Admission Test score. Other factors indicating leadership qualities, social awareness, and moral character will be considered by the Committee on Admissions before final decision on acceptance is made.

## **Pre-Legal Education**

Preparation for law study, as well as for later life, is best based on a broad liberal arts background, rather than on a narrowly specialized one. The Cumberland School of Law of Samford University has no set pre-law curriculum requirements for admission. Each person's qualifications will be evaluated individually. Rather than attempting to prescribe the specific contents of the individual courses taken by a pre-law student, the Cumberland School of Law places greater emphasis on the student's ability to read and comprehend accurately, thoroughly and rapidly, to speak and write clearly and correctly, to think precisely and logically, to analyze complex fact situations, and to weigh and appraise legal and other materials. It is believed that to accomplish these purposes a student should take as much college work as possible. It is suggested that the pre-legal program of study include English composition and literature, economics, history, political science, philosophy, psychology and other subjects in the field of social sciences, as well as courses

in the natural sciences, mathematics and accounting. It is believed that the above suggestions will tend to prepare the prospective law student academically and will also help make him aware of the moral and ethical principles inculcated in the Judeo-Christian tradition upon which western civilization is based. A baccalaureate degree usually satisfies these requirements.

For additional information, see the current *Prelaw Handbook*, published in October and prepared by the Law School Admission Test Council and the Association of American Law Schools. This book includes material on the law and lawyers, prelaw preparation, applying to law schools, and the study of law, together with individualized information on most American law schools. It may be obtained at college bookstores or ordered from Educational Testing Service, Princeton, New Jersey 08540.

### **Application Procedure**

1. The applicant must complete and return the form, "Application for Admission" to the Cumberland School of Law of Samford University and fulfill all requirements noted in this form. Each application form and official letter of acceptance are valid only for the specific semester or term in which admission is sought. The School of Law is currently admitting beginning students only in the Fall semester. Applications for the fall class should not be filed prior to the preceding October or later than April 1 of the year in which the applicant desires to enter. Early admission decisions may be made regarding those applicants with unusually high LSAT scores and undergraduate grade point averages. The Law Faculty Committee on Admissions may not make a final decision regarding the admission of applicants until April preceding the fall semester in which admission is sought and will not make a final decision until the applicant's file is complete in every respect. The applicant has the responsibility of ascertaining that all his credentials have been received by the Law School and that his file is complete. Each applicant's file should be complete prior to April 1 to be assured that his application will be among those to be considered for admission to the following Fall semester.



2. The applicant for admission as a candidate for the degree of Doctor of Jurisprudence must have earned a bachelor's degree from an accredited college or university.

3. Applications for admission to the Law School must be accompanied by a non-refundable fee of \$15.00. No application will be considered unless accompanied by this fee.

4. The applicant must take the Law School Admission Test administered by the Educational Testing Service and arrange to have the Educational Testing Service send directly to the School of Law the results of the Law School Admission Test. This test is usually scheduled to be given in the months of October, December, February, and July. The applicant is urged to arrange to take this test on a date which will provide ample time for the results to reach the Law School Admission Office prior to April 1 preceding the Fall semester for which the applicant is seeking admission. Information concerning this test may be obtained by contacting LAW SCHOOL ADMISSION TEST, EDUCATIONAL TESTING SERVICE, Box 944, PRINCETON, NEW JERSEY, 08540.

5. The applicant is required to register with the Law School Data Assembly Service (LSDAS) by completing and mailing the registration form supplied with each Law School Admission Test blank. A transcript from each college or university attended should then be sent not to the law school but directly to the Educational Testing Service at its address noted in item 4. The LSDAS will summarize the transcript and send a report to this law school. If you are accepted, you will be required to submit a final transcript, showing the award of a bachelor's degree, directly to this Law School. This final transcript must be received by the Law School prior to registration and enrollment in the Law School.

6. A letter of recommendation mailed directly to the Chairman of the Law School Faculty Committee on Admissions from the Faculty Advisor (or instructor in the applicant's major field of study) from the College or University where the applicant received the undergraduate Baccalaureate Degree; or if the applicant has been employed or in the military service for several years following gradu-

ation from his College or University, he may request this letter of recommendation from his employer or commanding officer.

7. Each applicant accepted for admission to the School of Law must forward an acceptance deposit in the amount of \$100.00, in order to reserve his position in the entering class. Failure to remit this deposit within thirty days of the date of the letter of acceptance shall result in a revocation of the applicant's acceptance for admission. This deposit is not refundable but is credited to the applicant's tuition.

8. No decision will be made regarding the admission of an applicant until all material requested has been received by the School of Law, and the Faculty Committee on Admissions has reviewed the qualifications of each applicant.

9. The Committee on Admissions will weigh carefully all factors involving the applicant's qualifications, however, those applicants with exceptionally good undergraduate grade point averages and Law School Admission Test scores will be given preference. The School of Law reserves the right to alter or amend the requirements for admission in any manner which the Dean and the faculty deem necessary and proper for the fulfillment of the objectives of the School of Law. Requests for additional information regarding admission should be directed to the Cumberland School of Law of Samford University, Birmingham, Alabama, 35209.

### **Transfer Students**

It has been the experience of the School of Law that students transferring to this law school after beginning their study of the law elsewhere encounter significant problems of scheduling and curriculum, with resultant difficulty both for the student and for the school. Therefore, the School of Law does not encourage transfer students to seek admission. In exceptional circumstances, admission may be granted to students seeking advanced standing. The Faculty Committee on Admissions will give no consideration to a student who has previously been in attendance at another law school until a letter is received from the Dean of the Law School previously



attended stating that the student is eligible to continue in good standing and not under any academic or disciplinary probation. Any student expecting favorable consideration on a transfer basis should have a cumulative grade point average of no less than C+ (1.5 on a 3.0 scale) in his previous law school work.

### **Program of Study — Course Load**

A student is expected to take between 12 and 15 semester hours of course work each academic semester and a beginning student must carry a course load of no less than 12 semester hours during each of the first two academic semesters.

In special situations, after consultation with the Chairman of the Law School Faculty Committee on Admissions and the approval of the Dean, a limited number of applicants may be admitted to classes on an Extended Program of Study for a course load of less than 12 semester hours for each academic semester but in any case, no less than eight semester hours per each semester.

### **Outside Employment**

Students enrolled in a full course load are expected to devote substantially all their time to the study of law. First year students are urged to forego any outside employment until they have had an opportunity to measure the demands upon their time to adequately prepare their course work. After the first year, certain forms of employment can be an experience of value and benefit those students who need financial assistance in order to secure their education. More than 20 hours per week of outside employment for any student who is enrolled for a full course load, will be considered as excessive. All students may be required to give evidence to the extent of outside employment.

### **Requirements for the Degree of Doctor of Jurisprudence (J.D.)**

Students who have completed eighty-eight semester hours of acceptable credit with a minimum grade point average of 1.0 (which

is equivalent to an average grade of "C") and who have acquired six semesters of prescribed residence credit will, upon the recommendations of the faculty of the School of Law, be granted the degree of Doctor of Jurisprudence. In order to obtain residence credit for graduation and to comply with the minimum requirements of the standards of the American Bar Association and the Association of American Law Schools, a student must carry a course load of no less than ten semester hours for each and every semester, for a total of six semesters. All students, however, are expected to complete a total of 88 semester hours and all other requirements for their degree within three calendar years.

A student who is accepted for admission in the part-time program of study, must carry a course load of no less than eight semester hours for each of the eight semesters and is expected to complete a total of 88 semester hours and all other requirements for his degree within four calendar years.

A student, who may (under certain circumstances) be granted permission to enroll for less than a full course load, will not be permitted to increase his course load; nor will a student enrolled for the minimum full course load be granted permission to decrease his course load except by permission of the Dean and/or appropriate Faculty Committee and evidenced by a written statement, which statement shall be placed in the students permanent record file.

## **Honors**

Candidates for the J.D. degree who, on the basis of their three-year's record in law school, are ranked in the top ten per cent scholastically of their graduating class may, upon the recommendation of the faculty, be awarded degrees "cum laude, magna cum laude, or summa cum laude." Students who have been admitted with advanced standing from other law schools must have maintained an over-all average grade of B on all transferred credit and have satisfactorily completed sixty semester hours of course work in the Cumberland School of Law, in order to be eligible for honors.

## **Combination J.D. and M.B.A. or M.A. Programs**

A limited number of credit hours acceptable as part of the course load for the M.B.A. or for the M.A. in history and political



science may be earned in the Law School. The Law School and Graduate School of Samford University now have a program designed to enable a student to use the summer terms following his first and second years in law school in meeting the requirements for both degrees. This will enable a student to graduate with his class and earn both the M.B.A. and J.D.; or M.A. in history and political science and J.D. degree in the time ordinarily required for the J.D. degree alone.

### **Late Enrollment, Changes of Schedules**

1. No student shall be permitted to enroll in any course later than six days after classes in that course have begun.
2. All changes in schedules shall be adjusted during the first ten days of classes, and must be recorded in the Office of the Dean of the Cumberland School of Law by the student concerned.

### **Withdrawals**

1. Any student who wishes to withdraw from any course after registration must have the written permission of the professor and a member of the Academic Standards Committee and must complete the University procedure for dropping a course.
2. If a student who is doing satisfactory work drops a course, "WD" (withdrawn) will be entered on his record. This carries no academic penalty.
3. If a student who is doing unsatisfactory work in a course drops it, "WF" (withdrawn failing) will be entered on his record and will carry a penalty as if it were an outright "F."
4. Any student who wishes to drop a course must first obtain the permission of his professor in that course and submit this, along with a petition to withdraw, to the Academic Standards Committee for consideration.
5. If a student drops out of school or drops a course without notifying the Dean in writing, "XF," will be entered on his record with the same penalty as "F."
6. The date of the course drop will be the date the official drop card properly signed by the appropriate officials is returned to the office of the Dean.

## **Unofficial Withdrawal and / or Discontinuance of Study in the School of Law**

After an applicant has been accepted, and enrolled as a law student in the Cumberland School of Law of Samford University, he is expected to remain in continuous attendance for each and every subsequent academic semester until he fulfills all requirements for his law degree unless requested to withdraw because of academic deficiency or the violation of a rule or regulation of the Law School or University. Attendance during the summer terms is optional and therefore inapplicable to the above noted regulation unless a student is attending a summer term on a probationary status in which case this rule will also be in force with respect to that particular summer term.

A student who voluntarily discontinues study in the Law School or fails to complete any course in which he has been enrolled at any time prior to completion of the work required for the degree, (with the exception of the summer terms with the qualification noted in the above paragraph), must make a written request to the Dean for permission to withdraw, indicating the reasons therefor. Failure to make such written request to discontinue the study of law shall be deemed a withdrawal with prejudice. A withdrawal with prejudice shall be noted on the student's permanent record card and the student will be ineligible for re-admission to the Law School at a later date. (Failure to complete a drop slip will result in the entry of a failing grade in the course involved.)

Any student who with permission discontinues his law school for any reason after his initial enrollment and prior to completion of his degree and is re-admitted will be bound by all regulations and requirements in effect at the time of his re-admission and such additional requirements as may be prescribed by the Law School Faculty Committee on Academic Standards.

## **Registration with the State Bar Commission**

The State Bar Commission of Alabama requires that every person entering a law school with the intention of thereafter applying to the Alabama Bar must file a written notice of his or her intention to begin the study of law and thereafter apply for admission to the Alabama Bar with the Secretary of the Board of Commissioners of the Alabama State Bar.



The application forms used for registration with the State Bar Commission together with forms used for character affidavits and a sheet of instructions may be obtained from the Dean of the Cumberland School of Law or by writing directly to Reginald Hamner, Esq., Secretary, Alabama State Bar, P.O. Box 2106, Montgomery, Alabama. Forms used for Tennessee registration may be obtained directly from the Dean of the Cumberland School of Law. Forms for Florida may be obtained from the Dean of the School of Law or directly from James B. Tippin, Executive Director, Florida Board of Bar Examiners, Supreme Court Building, Tallahassee, Florida.

Students who expect to practice law in states other than Alabama, Tennessee, or Florida, should investigate similar requirements in such states or should consult with the Dean of the Cumberland School of Law before registering.

### **Policy on Credit from other Law School as a Transient Student from the Cumberland School of Law of Samford University**

In order to permit students at the Cumberland School of Law of Samford University to participate in the most innovative summer programs in the nation, students with adequate proven scholastic ability will be approved as transient students to attend programs sponsored by other American law schools which are members of the Association of American Law Schools. These programs would include the study in England, Belgium, Israel and Mexico sponsored by several American law schools. It would also include the clinical programs, the urban studies programs and other similar programs sponsored by other law schools or that may be devised from time to time which would meet our faculty approval.

In order to receive credit on these programs, the American law school sponsoring such program must grant credit toward its own first professional degree on the specific course undertaken by the student. Except with special permission, the subjects taken must be used in lieu of electives at the Cumberland School of Law. A transcript must be furnished by the sponsoring American law school indicating the course, grade and credit. If residence credit is to be permitted, a minimum of five semester hours must be earned during the summer term.

Under special circumstances, a student from out of state will be permitted to take specific courses of particular importance within his state as a transient student in a member school within his state, which credit will be acceptable toward his degree at the Cumberland School of Law of Samford University.

## Academic Regulations

**The Grading System:** Students are graded in their academic achievements according to a system of letter grades with quality points assigned as noted below:

A	— 3.0	D	— 0.0
B+	— 2.5	F	— 0.0
B	— 2.0	I	— Incomplete
C+	— 1.5	WD	— Withdrawn
C	— 1.0	WF	— Withdrawal Failing
D+	— .5		

**Report of Grades:** Generally the report of a student's grades for each semester is sent to the student personally. Usually the grade reports are not ready until two weeks following the close of a semester.

**Attendance in Class:** Regularity and punctuality in class attendance are strictly enforced. No student may take an examination or receive credit in a course if he has been absent in the course in excess of 20 per cent of the class periods. The Dean and the faculty will consider requests for permission to be absent because of emergency conditions. Absence from classes is a factor which may be taken into consideration in determining final grades.

**Academic Standards:** Rules of the Faculty Committee on Academic Standards governing probation and dismissal of students with academic deficiencies:

All students in the Cumberland School of Law of Samford University are required to maintain an overall cumulative grade point average of "C" (1.0 on a 3 point scale). However, a beginning student may be permitted two academic semesters to attain an overall cumulative grade point average of 1.0 unless his first academic



semester's overall cumulative grade point average is less than 0.5, in which case he will be dismissed for academic deficiency at the termination of his first academic semester. Any student who in his first semester receives 0.5 but less than a 1.0 and who does not have an overall cumulative grade point average of 1.0 at the end of his second semester will be dismissed for academic deficiency at the termination of his second semester and will remain ineligible for re-admission.

After satisfactory completion of the first two academic semesters, any student who thereafter fails to maintain an overall cumulative grade point average of 1.0 for any academic semester or summer term will automatically, without written notice, be placed on probation and be permitted to continue attendance for the next succeeding academic semester or summer term on a probationary status after which his overall cumulative grade point average must be no less than 1.0 or he will be dismissed and will remain ineligible for re-admission. \*

### **Convocation Attendance**

All full-time students are required to attend Convocation Programs each semester. The Convocation-Chapel programs are intended to be of value to all members of the academic community at Samford University. Requests for exceptions should be made to the University Chapel Committee through the Office of Administrative Affairs. Failure to comply with this requirement shall become a disciplinary matter that will be handled by the University Discipline Committee.

\*Receipt of official grade report from the University Registrar's Office indicating grades for specific courses and overall cumulative grade point average shall constitute official written notice to the student of his academic status.

## Tuition And Fees

**Tuition** The basic rate for the law student is \$46.00 per semester hour, not including variable expenses such as books, supplies, and special charges for late registration, change of schedule, etc. All student charges are payable at the beginning of the semester.

After completion of the registration procedure, an invoice will be sent to the person indicated by the student on his registration forms. The invoice will reflect any previous credits to the student's account (or any unpaid balances). The amount shown on the invoice must be paid by the date designated on the invoice. Payment after the due date will incur a \$10.00 penalty.

Students who wish to arrange a deferred payment plan are referred to the Birmingham Trust National Bank or any one of the several lending and trust agencies which cooperate with the University in this connection. It should be noted that it is the sole responsibility of the student and/or his parents to make deferred payment arrangements in advance of registration.

**Refunds** No deduction will be allowed for any course dropped after two weeks from the first day of registration. In order to be eligible for any reduction in charges or refunds for withdrawal or suspension from the University, the student must present to the Vice President of Administrative Affairs an official withdrawal form, dated and signed by the Dean of the Law School. If a student withdraws or is suspended he will be required to pay the University the following percentage of all tuition and fees applying to that semester (the first day of registration will be considered the first day of school):

1. Withdrawal or suspension before classes begin — 10% (in no case less than the application deposit)
2. Within two weeks after the beginning of the semester — 20% (not less than \$50.00)

\*Every possible effort is made by the University to avoid tuition increases; however, the University must reserve the right to change tuition at its direction. Such changes are considered by the Board of Trustees in its annual May meeting. Since the catalog for the following school year is published prior to this meeting, it is impossible to have the final tuition figure for inclusion in the catalog. Whenever a change is made by the trustees, students and their parents will be notified promptly by mail.



3. After two weeks, but prior to six weeks — 50%
4. Six weeks and thereafter — 100%
5. Refunds for a summer term will be adjusted in a comparable manner, but based upon a fewer number of weeks in attendance. No refunds will be made after three weeks.

### Fees for Drops and Adds

Drops and adds are changes in a schedule that do not involve complete withdrawal from school. During the first two weeks of the term, these rules apply:

1. If a student changes his schedule but does not reduce the total number of hours for which he originally registered, he will pay a \$3 change of schedule fee plus the applicable tuition and fees on any hours added.
2. If a schedule change results in a reduction of the student's total hours, tuition and fees will be adjusted, but a charge of \$7 will be made for each hour by which the original total is reduced. For example:

Drop 3 hours and add 2 — charge \$ 7

Drop 3 hours and add 1 — charge \$14

Drop 3 hours and add 0 — charge \$21

3. Courses may not be added after the first two weeks of the term. If a course is dropped after the first two weeks of the term, no reduction in charges will be made.
4. Each change in schedule is considered a separate transaction and previous transactions will have no bearing on the calculation of charges.
5. All charges for drops and adds *must* be paid in the Student Accounts Office in cash before the transaction can be completed. None of these fees can be added to the student's invoice.

Please note that it will benefit the student to register only for the number of hours he is sure he can take. It will be less expensive to add hours than to drop hours.

### Special Fees (not included in tuition)

These fees apply to all classes, fall spring, or summer.

Automobile parking and registration, per year . . . . .	\$ 5.00
Failure to register a car and properly display the identification decal will subject the offender to a \$5.00 fine. A leaflet giving detailed traffic and parking regulations may be secured in the Traffic Control Office	
Graduation (includes senior picture charge of \$10.00) . . . . .	37.00
Late registration . . . . .	10.00

Late Payment	10.00
Special examinations to make up excused absences	12.00
Transcript, payable in advance (each copy after the first)	\$ 1.00
Health and Accident Insurance payable at Registration, 12 months	\$ 25.50
Application fee (nonrefundable)	\$ 15.00
Acceptance deposit (nonrefundable) however, credited to applicant's tuition	\$100.00

## HOUSING

**Off Campus Housing:** Due to the limited number of married student apartments and to the fact that there are no separate graduate student dormitory facilities on campus, most Cumberland students tend to prefer off-campus lodging. There are numerous apartment complexes near the Samford campus. Students should make their own arrangements for off-campus housing.

**On Campus Housing:** For students preferring to live on campus, Samford provides six residence halls containing single, double, and triple rooms, some with private baths, some with connecting baths, but most with baths on the halls. Most rooms have phones, but some do not.

Room and board rates for men per regular semester range from \$360.00 per occupant to \$545.00 per occupant. Summer term room rates for men range from \$138.00 per occupant to \$185.00 per occupant.

Room and board rates for women per regular semester range from \$365.00 per occupant to \$550.00 per occupant. Summer term room rates for women range from \$148.00 per occupant to \$218.00 per occupant.

The University reserves the right to assign or reassign residence hall accommodations according to its own best judgment.

Each student who lives in a residence hall will be required to select one of the following meal plans (prices included in room and board rates listed above):

7 days — 20 meals	\$310.81
7 days — 13 meals	263.46
5 days — 15 meals	259.28
5 days — 9 meals	186.08



AN APPLICANT DESIRING A ROOM IN THE RESIDENT HALL MUST COMPLETE AND SUBMIT A ROOM RESERVATION REQUEST FORM. ALL INQUIRIES AND ARRANGEMENTS REGARDING CAMPUS HOUSING SHOULD BE DIRECTED TO THE DEAN OF STUDENT SERVICES, SAMFORD UNIVERSITY. A room deposit of \$25.00, required as long as a room is occupied, is refundable, upon 30 days notice at the end of a term. If a reservation is cancelled at least 60 days before the beginning of the term, \$12.50 of the room deposit will be refunded; if notice of cancellation is not received at least 60 days before the beginning of the term, no refund can be made.

Regulations governing residence hall occupants are established by the administration and are published in *The Student Handbook*.

If a student moves out of the residence hall for any reason, he will be required to pay the University the following percentage of his room rent:

1. Within two weeks after the beginning of the semester . . . . . 20%
2. After two weeks, but prior to six weeks . . . . . 50%
3. Six weeks and thereafter . . . . . 100%
4. In no case of withdrawal will the \$25.00 room deposit be refunded
5. Refunds for a summer term will be adjusted in a comparable manner, but based upon a fewer number of weeks in attendance.

## INSURANCE

All students living in the residence halls and other full-time students at Samford University must be covered by a hospitalization insurance program. *Students who are covered by a comparable plan other than that provided by the student accident insurance plan of the Continental Insurance Company are required to file with the Office of the Vice President of Student Affairs a record of coverage. This record must indicate the company, policy number and coverage of the plan under which the student is insured.*

The University makes available an accident and sickness insurance plan to all students.

# Master Schedule And Curriculum

## Required Courses

### First Year

#### Fall Semester

Torts I	3
Contracts I	3
Property I	3
Criminal Law	3
Legal Bibliography	1

#### Spring Semester

Torts II	3
Contracts II	3
Property II	3
Equity	3
Constitutional Law I	2

### Second Year

#### Fall Semester

Decedent's Estates and Trusts I	3
Civil Procedure I	3
Commercial Transactions I	3
Business Organization I	3
Constitutional Law II	2

#### Spring Semester

Decedent's Estates and Trusts II	3
Civil Procedure II	3
Commercial Transactions II	3
Business Organization II	3

### Third Year

#### Fall Semester

Federal Income Tax	3
Conflict of Laws	3
Evidence	3
Legal Ethics	2

#### Spring Semester

Federal Estate & Gift Tax	3
Trial & Appellate Practice	2
Moot Court	1

**NOTE:** The School of Law reserves the right to alter the curriculum in any manner, which the Dean and the Faculty deem necessary and proper for the fulfillment of the objectives for the School of Law.

## Elective Courses

Administrative Law	Law and Medicine
Admiralty	Law and Poverty
Appellate Brief Writing	Law Review
Bankruptcy	Legal Accounting
Brief Writing Seminar	Legal Aid I, II and III
Code Pleading	Legal History
Criminal Law Procedure	Military Law
Damages	Modern Constitutional Problems
Domestic Relations	Municipal Corporation
Employees Benefits	Oil and Gas
Environmental Law	Practical Federal Problems
Florida Constitutional Law	Quasi-Contracts
Government Contracts	Research and Writing
Insurance	Security Transactions
International Law	State Taxation
International Trade Law	Tax Procedure Seminar
Jurisprudence	Tennessee Procedure
Labor Law	Trade Regulations

*Note:* A course in Special Research Problems and Seminars may be arranged with the approval of a faculty advisor. No student may register for more than one Special Research Problem during any one semester or summer term. One semester hour of credit shall be the maximum credit granted for any Special Research Problems and two semester hours credit shall be the maximum credit granted toward the total semester hours required for graduation. Other elective courses not listed above may be added upon request by the Law School Faculty Committee on Curriculum.

## Summer Term

The summer term usually consists of elective courses and seminars, however, a minimum number of required courses may be offered. The summer term schedule will be announced during the spring semester. The summer term may be used to accelerate graduation.

THE SCHOOL OF LAW RESERVES THE RIGHT TO CHANGE OR ALTER THE MASTER SCHEDULE WITHOUT PRIOR NOTICE WHENEVER IN THE OPINION OF THE DEAN AND FACULTY IT IS ACADEMICALLY BENEFICIAL TO DO SO.



## DESCRIPTION OF COURSES

### First Year

LAW 502. TORTS I. (3) General principles of tort liability; parties held responsible; remedies for torts; injuries to persons, property and character; negligence; acts at peril; unlawful interference with business.

LAW 503. TORTS II. (3) Continuation of LAW 502

LAW 506. CONTRACTS I. (3) Elements of contract; parties, considerations, agreement subject matters; formal requirements; the legality of contracts; quasi-contracts; performance or breach; remedies. Pertinent provisions of the Uniform Commercial Code are covered.

LAW 507. CONTRACTS II. (3) Continuation of LAW 506.

LAW 522. CONSTITUTIONAL LAW I. (2) Preconstitutional development, philosophy and form of constitutions; interpretation and constructions; the amendment of constitutions; the Federal System; distribution of sovereign powers, power of the executive, powers of the legislature and judicial powers; constitutional limitations and guaranties.

LAW 523. CONSTITUTIONAL LAW II. (2) Continuation of LAW 522.

LAW 549. CIVIL PROCEDURE I. (3) Introduction to the basic elements of civil procedure, including the general rules of pleading, requirements of form for the various pleadings; with some emphasis on discovery and other pre-trial proceedings.

LAW 551. DOMESTIC RELATIONS. (2) Persons under disability, their contracts and torts; marriage and divorce, including validity of interstate divorces; rights and liabilities of husband and wife; property rights under common law and Married Women's Acts; parent and child rights and obligations arising out of the relation; guardian and ward.

LAW 555. LEGISLATION. (2) Constitutional requirements; legislative organization and proceedings; interpretation of statutes in relation to the common law and in relation to other statutes; the purpose and subject matter of statutes. Pertinent provisions of the Uniform Commercial Code are covered.

LAW 561. CRIMINAL LAW. (3) General principles applicable to the common law of crime; offenses against the government; offenses against the person; offenses against a dwelling house; offenses against property and maritime offenses.

LAW 573. PROPERTY I. (3) The feudal system; tenures; estates of freehold and less than freehold; construction of limitations in deeds and wills; transfers inter vivos, covenants running with the land; easements and profits; reversionary rights; personal property and chattels

LAW 574. PROPERTY II. (3) Continuation of LAW 573 with emphasis on conveying and modern property transactions.

LAW 581. LEGAL BIBLIOGRAPHY. (1) The nature of law books and their use; the purpose and use of digests as indexes to state and national reporter systems; the use of statutes and codes; problems in the law are assigned for the practical application of research methods.

LAW 583. MOOT COURT RESEARCH PROBLEMS. (1) Research and brief writing for moot court problems prepared by the Moot Court Board. The course is designed to teach advocacy and prepare the student for trial and appellate work and moot court competitions.

## Second Year

LAW 601. ALABAMA PLEADING I. (2) This course is concerned with the principles of pleading in actions at law in Alabama. The course is devoted to a study of complaints, demurrers, and pleas in actions at law. (Required of all Alabama students.)

LAW 602. EQUITY PLEADING. (2) This course is concerned with the principles of pleading in suits in equity in Alabama. The course is devoted to a study of bills in equity, pleas and answers, and other matters.

LAW 604. TENNESSEE PROCEDURE SEMINAR. (2) This course is concerned with the principles of pleading in action at law in Tennessee. The book used in this course is HISTORY OF A LAWSUIT which is accepted in Tennessee as the authoritative work on Tennessee pleading. This course is taught by the author. (Required for all Tennessee students.)

LAW 606. TRIAL AND APPELLATE PRACTICE. (2) Jurisdiction and practice of and incident to civil and criminal appeals. Drafting of applicable papers required.

LAW 607. EVIDENCE. (3) Judicial notice; presumptions and burden of proof; admissions, the hearsay-evidence rule, and its exceptions; documentary evidence; the parole evidence rule; expert testimony and expert opinion evidence; circumstantial evidence; real evidence; provinces of court and jury; witnesses; evidence illegally obtained; effect of contracts; changing or waiving rules of evidence.

LAW 610. APPELLATE BRIEF WRITING. (1) This is a course designed to teach the techniques of successful brief writing at appellate level.

LAW 620. CIVIL PROCEDURE II. (3) A Continuation of LAW 549 including code pleading and federal rules of practice.

LAW 622. EQUITY. (3) Rise and progress of the High Court of Chancery; equitable maxims; trusts; mortgages; assignments; accidents and mistakes; notice; equitable estoppel; conversion and reconversion, specific performance; injunctions; accounts, partnership, creditors and administration suits; jurisdiction over infants, idiots, and lunatics; bill quia timet and for a discovery.

LAW 624. QUASI-CONTRACTS. (2) Contracts implied in fact; contracts implied in law; for work and labor; for money had and received; for money paid; forms of action.

LAW 631. COMMERCIAL TRANSACTIONS I. (3) A survey of the law of commercial paper with particular emphasis placed upon commercial transactions involving the Uniform Commercial Code including comparison to the earlier negotiable instruments law

LAW 632. COMMERCIAL TRANSACTIONS II. (3) A continuation of Commercial Transactions I with emphasis on areas within the Uniform Commercial Code involving security interests in personalty and the law of sales. Applicable Uniform Commercial Code sections will be given in-depth coverage to acquaint the student with practical application of the statutory principles.

LAW 637. BUSINESS ORGANIZATION I. (3) This course deals with the formation of corporations and their powers, the duties and liabilities of directors and the rights and powers of stockholders. Promoters' agreements; distribution of corporate powers between shareholders, directors and officers; de facto existence; directors' duties and remedies. This course also includes the Law of Agency & Partnership.

LAW 638. BUSINESS ORGANIZATION II. (3) This is a continuation of LAW 637.

LAW 644. DAMAGES. (2) A study of the kinds of damages, nominal, compensatory and punitive; admeasurement of damages in particular actions; speculative, remote or contingent damages; aggravation or mitigation of damages; general and special damages.

LAW 661. MUNICIPAL CORPORATIONS. (2) The nature of municipal corporations; their creation and organization; municipal charters; municipal territory; powers of municipal corporations; their governing bodies; municipal officers; contracts, torts, property; records; dissolution.

LAW 665. CRIMINAL LAW PROCEDURE. (2) Procedural aspects of Criminal Law in State and Federal Courts.

LAW 675. SECURITY TRANSACTIONS. (2) Obligations of guarantors; contracts of suretyship; liabilities of sureties; interpretation and construction of contract, fraud and duress; discharge or release of sureties; rights and duties of creditors, sureties and principals; contribution and exoneration. Form, substance and elements of the mortgage; transfer of secured interest, priority and marshalling. Pertinent provisions of the Uniform Commercial Code are covered. (Absorbed or included in Commercial Transactions I and II.)

LAW 680. LEGAL HISTORY. (2) The history of Anglo-American law from its early beginning in the eleventh century to its present position in the twentieth century. Development of writs; courts and juries, development of legal institutions; reception of the English law in America.

LAW 685. ADMIRALTY. (2) Maritime jurisdiction; maritime liens, claims of maritime workers, carriage of goods at sea; particular maritime transactions, including charter parties, salvage, general average and insurance; liability for collision; limited liability.

LAW 690. SEMINARS. Seminars may be arranged with the approval and under the direction of a faculty advisor in various subject matter areas.

LAW 691. SPECIAL RESEARCH PROBLEMS. (1) A special research problem may be arranged by the individual student with the approval and under the supervision of a faculty advisor.



LAW 692. Continuation of 691.

LAW 693. LEGAL ACCOUNTING. (2) Study analysis of balance sheet, income statement, and accounting concepts and principles that serve as controls over corporate distributions; financial reporting and investor protection; problems in accounting relating to various areas of the law

LAW 694. DECEDENT'S ESTATES AND TRUSTS I. (3) Form and requisite of wills; fraud and undue influence; restraints on testamentary power; capacity and power to make wills; execution and revocation; construction and interpretation; the nature, creation and elements of a trust; expressed and implied trusts; rights, duties and liabilities of trustees and beneficiaries; liabilities of third persons; transfers by trustees and beneficiaries; the doctrine of notice as applied to trusts; administration of estates, their powers and duties; settlement and distribution of decedent's estates with tax problems incident thereto; problems in future interests in real estate.

LAW 695. DECEDENT'S ESTATES AND TRUSTS II. (3) A continuation of LAW 694. These two courses are an integration of Wills, Trusts, Future Interests, and the Administration of Estates.

### Third Year

LAW 701. PRACTICAL FEDERAL PROBLEMS. (2) This course open to a limited number of specially selected students who will work in the office of the United States District Attorney. A study of the practical side of the work of lawyers; drafting legal instruments; preparation of pleading; trial briefs and preparation for trial, the trial of the case; praying and perfecting appeals; preparation of briefs in appellate courts; petitions for the writ of certiorari.

LAW 702. FEDERAL PROCEDURE. (2) Limits of federal jurisdiction; the Supreme Court, its appellate and original jurisdiction; the system of federal courts; federal, civil and criminal jurisdiction; removal of cases to federal courts; appellate jurisdiction of the circuit court of appeals; appellate procedure; pleading and procedure under the federal rules. (Absorbed or included in Civil Procedure II.)

LAW 703. ALABAMA EVIDENCE. (2) Continuation of LAW 607 with emphasis on the particular Alabama rule of evidence and specific Alabama interpretation and application of general principles in this field.

LAW 704. INSURANCE. (2) The theory of insurance; kinds of insurance, fire, life, accident, and other forms; the insurance contracts; the premium; insurable interest; the risk insured against; rights, duties and liabilities of insurer and insured; representations and warranties; payment of losses, contribution and subrogation; reinsurance; actions on policies.

LAW 705. RESEARCH AND WRITING. (1) A seminar coordinating research techniques incorporating the use of specialized material in designated subject matter area. Open only to seniors.

LAW 707. BANKRUPTCY. (2) Creation of courts of bankruptcy; acts of bankruptcy; voluntary and involuntary bankruptcy; process; pleading, schedules and

adjudication, debts dischargeable and those not dischargeable in bankruptcy, appointment of receivers and trustees, granting and revocation of discharges in bankruptcy, administration of the bankrupt's estate. Pertinent provisions of the Uniform Commercial Code are covered.

LAW 711. LAW AND POVERTY. (2) Examination of special legal problems pertaining to the poor, which includes housing, racial discrimination, consumer credit and family law.

LAW 721. FEDERAL SECURITIES LAW. (2) A seminar in Federal regulation of the trading and distribution of corporate securities. The course is designed to develop familiarity with basic source materials relating to federal regulation of the securities market.

LAW 741. CONFLICT OF LAWS. (3) Problems of procedural and substantive laws concerning the rights of persons and property within the territorial borders of one state or nation by reason of acts done within the territorial borders of another state or nation.

LAW 742. INTERNATIONAL LAW. (2) The nature, scope, development and jurisdiction of international law; rules of warfare; treaties; sanctions; world organization.

LAW 743. INTERNATIONAL TRADE LAW. (2) A survey of basic legal problems faced by corporations, joint enterprises, and individuals doing business abroad. Practical export-import and foreign investment operations are studied from national and international law viewpoints.

LAW 744. ADMINISTRATIVE LAW. (2) The powers and jurisdiction of administrative officers, boards, and tribunals; constitutional limitations upon administrative officers, boards and tribunals; practice and procedures before administrative officers, boards and tribunals and constitutional limitations upon such procedure; jurisdiction of the courts to review administrative orders and decisions.

LAW 746. MILITARY LAW. (1) Principles of military law; court martial procedure; rules of land warfare.

LAW 761. STATE TAXATION. (2) The nature, object and purpose of taxation; subject to taxation; situs of property for purposes of taxation; exemptions; particular types of taxation; levy and assessment; constitutional limitations; tax liens; collection of taxes; tax sales and titles.

LAW 762. FEDERAL ESTATE AND GIFT TAX. (3) Origin and economic basis of Federal estate and gift tax; jurisdiction to tax; estate tax problems; gift tax problems.

LAW 763. FEDERAL INCOME TAX. (3) Origin and economic basis of Federal income tax; jurisdiction to tax; taxable income; exceptions and deductions; capital gains; basis and adjusted basis; income tax problems.

LAW 765. FEDERAL TAX PROCEDURE. (2) This course emphasizes all procedural problems up to and including the Tax Court procedures.

LAW 767. LABOR LAW. (2) Legal problems incident to collective bargaining by employees at common-law and under modern federal and state legislation; Taft-Hartley Act; closed shop; union shop; picketing; the strike. Rights of labor and rights of management. Common law rights of employees and rights under modern federal and state legislation.

LAW 768. EMPLOYEE BENEFITS. (2) A study of benefits from the employment relation: workmen's compensation, unemployment insurance, social security.

LAW 771. OIL AND GAS. (2) A study of the law, statutes, and regulations relating to the production, processing, and transportation of oil and gas.

LAW 773. TRADE REGULATIONS. (2) Antitrust policy under Sherman, Clayton and Federal Trade Commission Acts; restraints of trade and monopoly; price fixing; trade association activities; market divisions; resale price maintenance; delivered price systems; patents and patent procedure. A study of the legal, economic and social principles underlying government regulation of private business; common law doctrine as well as statutory regulations are considered.

LAW 775. MODERN CONSTITUTIONAL PROBLEMS. (2) Recent decisions of the United States Supreme Court and implications thereof. Problems in a changing society.

LAW 777. MOOT COURT BOARD I. (1) A board of senior law students consisting of the Chief Justice and 9 Associate Justices who write the problems and supervise the brief writing for students in LAW 583. Board does for Trial and Appellate advocacy what the Law Review Board does for Legal Writing.

LAW 778. (1) Continuation of LAW 777.

LAW 780. LAW AND MEDICINE. (2) Study of the principle organ systems, elementary pathology, toxicology and clinical psychiatry. Preparation and participation of medical witnesses. Hospital charts and records. Malpractice and interprofessional problems. Anatomical charts and various visual aids are employed in presentation of the course.

LAW 781. LEGAL ETHICS. (2) Duties of lawyers to courts and clients; ethical problems in actual practice; attitude toward the court and fellow members of the bar; unauthorized practice of law; canons of ethics and code of professional responsibility.

LAW 782. FRANCHISING. (2) Problems beyond basic contracts law involved in modern business transactions concerning multi-state franchising operations.

LAW 783. GOVERNMENT CONTRACTS. (2) The examination of government contracts; other actual legal work assigned by the appropriate officer in charge at the U.S. Army Ordinance District. This course is open only to students recommended by the Dean of the Law School and accepted by the U.S. Army Ordinance District, Birmingham, Alabama. One hour of credit is given each semester for a period of two semesters. (Students taking this course may not take Law 785.)



LAW 785. LEGAL AID. (1) The student works with the Director of Legal Aid of the Birmingham Bar Association and does assigned work with Legal Aid clients. This course is open to selected students and carries one hour credit per semester for a period of two semesters. (Students taking this course may not take LAW 783.)

LAW 786. LEGAL AID II. (1) Continuation of LAW 785. Clinical

LAW 787. LEGAL AID III. Continuation of Law 786. Advanced clinical.

LAW 789. PRACTICAL COURT PROBLEMS. (1) Seminar.

LAW 790. JURISPRUDENCE. (2) A study of the judicial process; the principal schools of jurists; theories of the nature of law and the legal order; the problems of the science of law today and their application to the American social system. Law as normative order; the legal hierarchy; some theories of law; law and state; principles of justice.

LAW 791. PRACTICE (MOOT) COURT. (1) To become a lawyer, the student must learn the practical application of the rules of procedure; it is through the rules of procedure that rights and obligations are enforced and protected; each student is required to conduct suits from the commencement to the final hearing; students act as attorneys, jurors, clerks and sheriffs.

LAW 792. PRACTICE (MOOT) COURT. (1) Continuation of LAW 791 with emphasis on Federal practice.

LAW 793. PRACTICE (MOOT) COURT. (1) Continuation of LAW 791 on the appellate level.

LAW 795. LAW REIVEW. (1) As a prerequisite for law review credit a student must have successfully completed one semester of law review work.

LAW 796. LAW REVIEW. (1) Continuation of LAW 795.

LAW 797. LAW REVIEW. (1) Continuation of LAW 796.

LAW 798. ENVIRONMENTAL LAW. (2) Biospheric protection, a study of environmental insults. Includes the new category of "Corporate Crimes". Hopefully is an aid to preventing environmental doomsday. Looks into reclaiming man's environment through law.

THE FOREGOING COURSES ARE SUBJECT TO CHANGE AS THE SCHOOL OF LAW MAY DEEM EXPEDIENT

# **Student Activity**

## **Legal Fraternities and Sororities**

Pi Chapter of Sigma Delta Kappa, chartered 1922  
Beta Pi Chapter of Phi Delta Delta, chartered 1966  
Grafton Green Senate of Delta Theta Phi, chartered 1948  
Cordell Hull Chapter of Phi Alpha Delta, chartered 1949  
Memory Leake Robinsion Inn of Phi Delta Phi, chartered 1965

The purpose of these fraternal groups is to unite fraternally congenial students of law, to promote legal scholarship, and to form a strong link between the School of Law, the students, the alumni, and members of the legal profession in general.

## **Dames Club**

The Dames Club is composed of wives of the faculty and students of the School of Law. The purpose of the club is to promote a friendly relationship among the students, faculty, and their families.

## **Student Bar Association**

The Student Bar Association is the foundation of the student organization for the School of Law. It is comprised of officers elected by the student body and representatives elected by the different classes. Its purpose is to foster and promote student and school activities.

## **National Moot Court Competition**

The Young Lawyers Committee of the Association of the Bar of the City of New York annually sponsors a National Appellate Moot Court Competition. Each year students representing the Cumberland School of Law compete in this event. The Regional competition is conducted each year in New Orleans during the month of November, and the final rounds are held in New York City in December. Awards are presented to the regional winners for best argument and best brief and likewise for the national winners. Those students of the Cumberland School of Law who participate have their names inscribed on a plaque which is prominently displayed in the Law School building.

### **National Legal Writing Contests**

In addition to the above prizes and awards, there are many national legal writing contests available to the law student. The Cumberland law student is urged to participate in any of these contests which may appeal to his particular interest.

### **Cumberland-Samford Law Review**

The Cumberland-Samford Law Review is published semi-annually by a board of student editors assisted by faculty advisors. The Review is composed of articles on a broad range of topics, with some emphasis on Alabama Law. Approximately half of each publication is written by students, and the remainder written by members of the bar; law school professors, and other specialists in various fields. Because of the rigorous intellectual demands which law review imposes upon the members of the Review, only those students with superior scholastic records are selected for staff membership. Members of the Editorial Board are selected on the basis of scholarship and past performance in law review work. Law review membership is a high academic honor and law review experience is considered ideal training for the practice of law. Two credits for graduation may be awarded for work satisfactory to the Editorial Board and Faculty Advisors.

### **Cumberland Lawyer**

The Cumberland Lawyer is published semi-annually by a board of student editors assisted by faculty advisors. This publication is designed to serve as a public relations news magazine. It is to inform alumni, students, members of the Alabama Bar and Bench and friends of the school of activities with particular emphasis placed on every area within the law school. The Cumberland Lawyer also prints articles of historic events which have occurred within the Law School and which illustrate the traditions of the Law School and are of special interest to our alumni.

### **The Order of the Barrister**

The Order of the Barrister is a National Honorary Society formed for the purpose of recognizing distinguished achievements in the



field of appellate advocacy demonstrated by students particularly in National and International Moot Court Competition; and for the purpose of exchanging information by member schools regarding Moot Court operation. As a member of this association, Cumberland may each year nominate five individuals to receive the Order of Barrister Award.

### **International Law Society**

The International Law Society seeks to promote a better understanding of the legal aspects of international problems through the presentation of programs and speakers with an emphasis in international relations. Each spring five members of the society are selected to represent the society in the International Law Society Moot Court competition. The competition is designed to select a regional winner, and the regional winners compete for the world title in New York City. Presently law schools from England, France and Argentina are among nations represented at this competition in addition to the United States. Membership is open to all students.

### **Environmental Law Society**

The Cumberland Environmental Law Society is a member of the National Environmental Law Society, a law student organization. There are currently about forty law schools throughout the nation with such chapters. The Society offers assistance to legislators, private groups and others involved in combating environmental pollution and who are engaged in biospheric protection. Students are available for speaking engagements and lectures. Members cooperate with the President's Council on Environmental Quality.

### **Curia Honoris**

One of the most coveted honors a law student may seek is membership in Curia Honoris, an honorary society composed of Cumberland graduates who, while students, combined academic excellence with service to the law school.

The Constitution of the society sets forth the following requirements for membership:

- (1) Graduating within the upper 10% of one's graduating class.
- (2) A cumulative grade point average of 2.00(B) or above
- (3) Significant contribution to the law school through participation in extra-curricular affairs.

New members of the society are inducted during Law Day ceremonies each year.

## Scholarship and Loan Funds

*Alabama Defense Lawyers Association Scholarship.* An annual Scholarship in the amount of \$500.00 is awarded to a third year student, preferably an Alabama resident, who has evidenced an interest and ability in trial and appellate practice. The first student to hold this scholarship was Mr. Alva Caine, who was also Vice President of The Student Division of The American Bar Association.

*Robert R. Meyer Scholarships.* These scholarships are provided by a generous donation from the Meyer Foundation. They are restricted to students from Jefferson County, Alabama.

*Professor Chester Howard Smith Scholarship and Loan Fund.* Former Arizona students who are graduates of the Cumberland School of Law of Samford University have established a fund in affectionate and respectful memory of Professor Chester Howard Smith, who devoted his life to the progress of law students and who was an outstanding Professor of Law at the University of Arizona College of Law. The fund at this time is used exclusively to provide USAF Loans rather than scholarships. Priority for loans under this fund will be given to Arizona applicants.

*A.G. Gaston Scholarship or Loan Fund.* Substantial scholarship or loan funds are provided by Dr. A.G. Gaston, prominent Birmingham business man, for awards or loans to unusually deserving students.

*Robert W. King Award.* A one hundred dollar award annually to a senior student who has demonstrated an outstanding interest in and who best depicts the spirit of the Cumberland School of Law. This award is made possible by alumnus Robert W. King.

*Law Dames Scholarship and Loan Fund.* This scholarship and loan fund was founded by the Cumberland School of Law Dames Club in 1966-67. This organization is composed of the wives of the students attending the Cumberland School of Law of Samford University. The fund makes available scholarships and loans for married students at the Law School.

*H.W. Sevits Memorial Scholarship.* An annual scholarship in the amount of one hundred dollars is awarded to any law student who has indicated an interest in the social implications of the law. This award is made available by the donor Mr. Stephen W. Sevits in memory of his lawyer father, Mr. W.W. Sevits.

*Baptist Senior College Scholarship.* This scholarship was established to assist graduates from Baptist senior colleges to begin their professional legal training. Character and scholarship are the primary factors considered in choosing the recipient of this award. The successful applicant may receive tuition and fees for one academic year.

*Birmingham Bar Association Memorial Fund Scholarship.* An Annual Scholarship of \$500.00 is awarded to a deserving law student, a resident of Jefferson County, Alabama, by the Birmingham Bar Scholarship Committee. The first recipient of this award was a Cumberland student, Mr. Orrin K. Ames, President of 1968-69 Senior Class. Applications should be filed with the Birmingham Bar Association Memorial Fund Scholarship Committee, 900 Jefferson County Courthouse, Birmingham, Alabama 35203, not later than May 15.

*Scholarship for Graduates from a College or University within the State of Tennessee.* This scholarship was established to assist outstanding graduates of colleges and universities within the State of Tennessee. Character and scholarship are the primary factors considered in choosing the recipient of this award. The successful applicant may receive tuition and fees for one academic year.

*Scholarship for Graduates from a College or University within the State of Alabama.* This scholarship was established to assist outstanding graduates of colleges and universities within the state.

*Scholarships for Phi Delta Phi Members.* The International Legal fraternity of Phi Delta Phi makes an award of \$100 each fall after registration for the second year class to the Phi Delta Phi attaining the highest scholarship average during his first year. The Phi Delta Phi also makes loans available to members of this fraternity in the amount of up to \$500 to be paid without interest no later than two years after graduation from law school.

### **American Bar Association Fund for Legal Education**

This loan program is for students in the law schools approved by the American Bar Association, who have completed their first year of study and are currently enrolled in good standing. It is the result of a cooperative effort between the American Bar Association,



the American Law Student Association, and the First National City Bank, New York, New York.

### University Financial Aid

Depending on the student's financial need, the resources of the University's Office of Financial Aid, and the student's satisfactory academic standing, loans are available to full-time students.

National Defense Student Loans are available. Applications for these loans should be completed no later than February 15 for the next school year.

The University participates in the College Work-Study Program of the Economic Opportunities Act of 1965 as an aid to students who lack other financial means. The College of Law has a number of students who are receiving support from this program. All students who desire to receive aid from the federal assistance programs are required to submit a Parents' Confidential Statement (or the Student's Confidential Statement if the student is financially independent) and to complete the Samford University Financial Aid Application. The confidential statement forms are available from college guidance officers and from the Financial Aid Office at Samford University. The statement should be completed and sent to the College Scholarship Service designating Samford University as the recipient. For further information please contact Director, Financial Aids Office, Samford University.

### AWARDS

*American Jurisprudence Award.* The joint publishers of *American Jurisprudence*, Bancroft-Whitney Company, San Francisco, California, and The Lawyers Co-operative Publishing Company, Rochester, New York, award a specially bound title of *American Jurisprudence* to the student making the highest grade in each of a number of courses covered by titles of *American Jurisprudence*.

*Little, Brown & Company Award.* Little, Brown & Company, Boston, Massachusetts, awards a copy of *An Estate Planner's Handbook* each year to the student making the highest combined average grade in the courses on Trusts and Wills and Administration of Estates.

*The Nathan Burkan Memorial Competition.* The American Society of Composers, Authors and Publishers, in memory of Nathan Burkan, makes an annual award in invited schools to the senior student who prepares the best paper on the subject of Copyright Law. The winning paper within the law school is awarded \$250 by the Society and there is a second place award of \$100. The national winner receives a first-place award in the sum of \$1,000.

*The Bobbs-Merrill Company, Inc., Award.* An award of Volume One of the *Tennessee Code Annotated*, containing the Federal and State of Tennessee constitutions, annotations and Court Rules, is awarded annually to the senior student with the highest three-year average who intends to practice in Tennessee. This award is made by the Bobbs-Merrill Company, Inc., Indianapolis, Indiana, publishers of the official Tennessee Code.

In addition, the Bobbs-Merrill Company, Inc., annually awards a copy of Clark on *Trusts* to the freshman student with the highest average in the regular examinations during the freshman year.

*W.H. Anderson Company Award.* The W.H. Anderson Company, Cincinnati, Ohio, annually awards a copy of Stearn's *Law of Suretyship*, revised by James L. Elder, to the student receiving the highest grade in the course of Suretyship.

*American Law Book Company Awards.* The American Law Book Company, St. Paul, Minnesota, annually awards volumes for achievement in certain designated courses.

*Foundation Press, Inc., Award.* The Foundation Press, Inc., Brooklyn, New York, awards a copy of *Lattin on Corporations* to the student receiving the highest grade in the course on Federal Procedure.

*Prentice Hall Federal Tax Guide Award.* Prentice Hall, Englewood Cliffs, New Jersey, annually awards a Federal Tax Guide to the senior student in each section of the senior class who has the highest grade in the course on Taxation.

*The United States LAW WEEK Award.* The Bureau of National Affairs, Inc., gives a one-year subscription to LAW WEEK magazine to the senior student having the highest scholastic average.

### **Rights Reserved**

The Law School reserves the right to modify the requirements for admission and graduation, to change the arrangement or content of courses, to change the casebooks used, to alter any regulation affecting the student body, and to dismiss or drop from the School any student at any time, if it is deemed in the best interest of the School or the student to do so.



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